

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 PATRICIA STOGSDILL,

11 Plaintiff,

12 v.

13 NANCY A. BERRYHILL, Acting
14 Commissioner of the Social Security
Administration,

15 Defendant.

CASE NO. 3:17-CV-05180-RSM-JRC

REPORT AND RECOMMENDATION
ON PLAINTIFF'S MOTION TO
DISMISS

16
17 This matter has been referred to United States Magistrate Judge J. Richard Creatura
18 pursuant to 28 U.S.C. § 636(b)(1) and Local Magistrate Judge Rule MJR 4(a)(4), and as
19 authorized by *Mathews, Secretary of H.E.W. v. Weber*, 423 U.S. 261, 271-72 (1976).

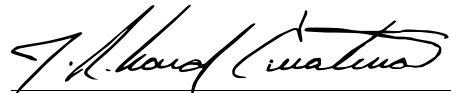
20 Plaintiff has filed a Motion to Dismiss (Dkt. 11) and defendant has filed no objection.
21 *See* Dkt.

22 The Complaint was filed and the Summons were issued on March 14, 2017. Dkts. 3, 4.
23 Defendant filed the Answer/Administrative Record on May 15, 2017. Dkt. 9. Plaintiff filed her
24 Motion to Dismiss on June 13, 2017. Dkt. 11. The Declaration of Lindsey Craven in Support of

1 Motion to Dismiss verifies that plaintiff Patricia Stogsdill was advised of, and is in agreement
2 with, dismissing this claim.

3 Based on plaintiff's motion and the declaration of counsel, and without objection from
4 defendant, this Court recommends that the District Judge immediately approve this Report and
5 Recommendation and order the case be **dismissed without prejudice. See Fed. R. Civ. P.**
6 **41(a)(2).**

7
8 Dated this 5th day of July, 2017.

9
10 

11 J. Richard Creatura
12 United States Magistrate Judge
13
14
15
16
17
18
19
20
21
22
23
24